

SCHERING-PLOUGH CORPORATION
LAW DEPARTMENT
2000 GALLOPING HILL ROAD
K-6-1, MAIL STOP 1990
KENILWORTH, NEW JERSEY 07033
(908) 298-4000

RECEIVED
CENTRAL FAX CENTER
JUL 19 2006

FACSIMILE TRANSMITTAL SHEET

TO:	FAX NUMBER:
Mail Stop: Amendment USPTO	9-1-571-273-8300
FROM:	PHONE NUMBER:
Thomas Triolo, Ph.D.	(908) 298-2347
TOTAL NO. OF PAGES INCLUDING COVER	DATE
18	July 18, 2006

CONFIDENTIALITY NOTE: This sheet and/or the document(s) accompanying it contain information belonging to Schering-Plough Corporation and/or its affiliates which is confidential and/or legally privileged. The information is intended only for the use of the individual or entity named above. If you have received this fax in error, please immediately notify us by telephone. If there is a problem with this transmission please call Angela Kausas at (908) 298-2907.

PLEASE HAND DELIVER

Examiner:	Walter Schlapkohl
In re Application of:	Thoms J. Hosted, Jr. et al.
Group Art Unit:	1636
Filed:	05/15/2001
Attorney Docket No.:	IN01164K
Serial No.:	<u>09/855,340</u>

Transmitted herewith are:

- Transmittal form (sb21) - 1 page
- Petition for Extension of Time (sb22) - One Month - 1 page IN DUPLICATE
- Amendment and Response to Non-Final Office Action - 7 pages
- Declaration by Dr. Thomas Hosted, Jr. and Dr. Ann C. Horan Under 37 CFR 1.131 (attached to Amendment) - 2 pages
- Exhibit A - 1 page and 1-page cover
- Exhibit B - 1 page and 1-page cover
- Cert. of Fax Transmission (sb97) - 1 page
- Fax Cover Sheet - 1 page



Thomas Triolo, Ph.D.
Registration No. 48,001

66682_1.DOC

PHONE: (908) 298-2347

FAX: (908) 298-5388

**RECEIVED
CENTRAL FAX CENTER**

JUL 18 2006

Docket Number: IN01164K
 Application No: 09/855340
 Filing Date: 05/15/2001
 First Inventor: HOSTED, Thomas J

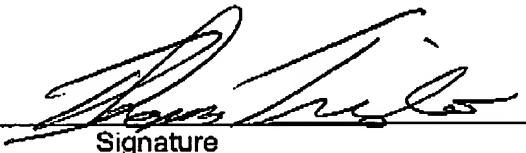
PTO/SB/97 (09-04)
 Approved for use through 07/31/2006. GMB 0651-0031
 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office 9-1-571-273-6300; Mail Stop: AMENDMENT

on July 18, 2006
 Date



Signature

THOMAS A. TRIOLO

Typed or printed name of person signing Certificate

48001

908-298-2347

Registration Number, if applicable

Telephone Number

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

Transmittal form (sb21) - 1 page ✓

Petition for Extension of Time (sb22) - One Month - 1 page IN DUPLICATE ✓

Amendment and Response to Non-Final Office Action - 7 pages ✓

Declaration by Dr. Thomas Hosted, Jr. and Dr. Ann C. Horan Under 37 CFR 1.131 (attached to Amendment) - 2 pages; Exhibit A - 2 pages; Exhibit B - 2 pages

Cert. of Fax Transmission (sb97) - 1 page; Fax Cover Sheet - 1 page

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED
CENTRAL FAX CENTER

JUL 18 2006

Via facsimile: 9-1-571-273-8300; Mail Stop: AMENDMENT

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL
FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

18

Application Number

09/855340

Filing Date

05/15/2001

First Named Inventor

HOSTED, Thomas J

Art Unit

1636

Examiner Name

Schlapkohl, Walter

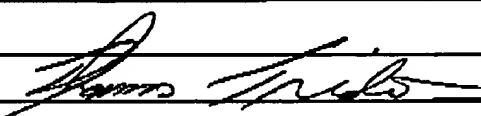
Attorney Docket Number

IN01164K

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	Cert. of Fax Transmission (sb97) - 1 page;
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	Fax Cover Sheet - 1 page
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		
Additional enclosures (attached to Amendment): - Declaration by Dr. Thomas Hosted, Jr. and Dr. Ann C. Horan Under 37 CFR 1.131 - 2 pages; - Exhibit A - 2 pages; - Exhibit B - 2 pages		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Customer No: 24265		
Signature			
Printed name	THOMAS A. TRICOL		
Date	July 18, 2006	Reg. No.	48001

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name			Date

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.